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9 *Of Counsel*  
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11  
12 IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF NEVADA

13 CAPITAL ONE, NATIONAL  
ASSOCIATION, a national banking  
14 association,

15 Plaintiff,

16 v.

17 SFR INVESTMENTS POOL 1, LLC, a  
Nevada limited liability company; and  
18 ANTHEM COUNTRY CLUB COMMUNITY,  
ASSOCIATION, a Nevada nonprofit  
19 corporation,

20 Defendants.

21  
22 SFR INVESTMENTS POOL 1, LLC, a  
Nevada limited liability company,

23 Counterclaimant/Crossclaimant,

24 v.

25 CAPITAL ONE, NATIONAL

)  
) Case No. 2:17-cv-00604-RFB-VCF  
) *consolidated with*  
) Case No. 2:17-cv-00916-KJD-CWH

) **REQUEST TO WITHDRAW UNITED**  
) **STATES' MOTION FOR STAY OF**  
) **DISCOVERY FOR DURATION OF**  
) **LAPSE OF APPROPRIATIONS (ECF**  
) **No. 73)**

1 ASSOCIATION, a national banking )  
Association; LEON BENZER, an individual; )  
2 UNITED STATES OF AMERICA )  
 )  
3 Cross-Defendants, )  
Counter-Defendants. )  
4 )  
 )  
5 )  

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6  
7 UNITED STATES OF AMERICA, )  
 )  
8 Plaintiff, )  
 )  
9 v. )  
 )  
10 LEON BENZER; )  
SFR INVESTMENTS POOL 1, LLC; )  
11 CAPITAL ONE, N.A., )  
ANTHEM COUNTRY CLUB )  
12 COMMUNITY ASSOCIATION; )  
STAR INSURANCE COMPANY; )  
13 AMERICAN EXPRESS BANK FSB; and )  
REPUBLIC SILVER STATE DISPOSAL INC., )  
14 )  
Defendants. )  
15 )  

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16 CAPITAL ONE, NATIONAL ASSOCIATION )  
a national banking association, )  
17 )  
Counter-Claimant/Cross-Claimant, )  
18 )  
v. )  
19 )  
UNITED STATES OF AMERICA; )  
20 LEON BENZER, an individual; )  
SFR INVESTMENTS POOL 1, LLC, )  
21 a Nevada limited liability company; and )  
ANTHEM COUNTRY CLUB )  
22 ASSOCIATION, a Nevada corporation, )  
 )  
23 Counter-Defendant/Cross-Defendants. )  

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1 The United States of America had previously moved to stay all discovery deadlines in  
2 this matter due to the recent lapse in appropriations to the Department of Justice. (See ECF No.  
3 73). Appropriations have now been made, so the United States respectfully seeks to withdraw  
4 the motion.

5  
6 DATED this 23<sup>rd</sup> day of January, 2018.

7  
8 /s/E. Carmen Ramirez

9 ROBERT E. ZUCKERMAN  
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17 *Of Counsel*

18 DAYLE ELIESON  
United States Attorney

19 *Attorneys for the United States of America*

20  
21 IT IS SO ORDERED:

22 

23 ~~United States District Judge or~~  
24 United States Magistrate Judge

25 Dated this 25th of January, 2018.

1 **CERTIFICATE OF SERVICE**

2 IT IS HEREBY CERTIFIED that service of the foregoing has been made January 23,  
3 2018, via the Court's ECF system to all current parties who have appeared electronically.

4 Service is made on defendant Leon Benzer by U.S. Mail at the following address:

5 Leon Benzer- 47521-048  
6 FCI Big Spring  
7 Federal Correctional Institution  
8 1900 Simler Ave  
9 Big Spring, TX 79720  
10

11 /s/ E. Carmen Ramirez  
12 E. Carmen Ramirez  
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